



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

J.F. KENNEDY FEDERAL BUILDING, BOSTON, MASSACHUSETTS 02203-2211
CERTIFIED MAIL - RETURN RECEIPT REQUESTED

January 12, 1988

Henry Tate, Division Manager
Rogers Corporation
Main Street
Rogers, CT 06263

RCRA RECORDS CENTER
FACILITY Rogers Corp
I.D. NO. CTD001141167
FILE LOC. R-16
OTHER _____

EPA I.D. No. CTD001141167

RE: Request for information pursuant to §3007 of the Resource Conservation and Recovery Act, 42 U.S.C. §6927, and §104 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. §9604.

Dear Mr. Tate:

On November 8, 1984, the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §6901 et seq., was amended by the Hazardous and Solid Waste Amendments of 1984 (HSWA). The HSWA alters the scheme of hazardous waste regulation in Connecticut. Among the provisions of the HSWA that may have a significant impact on your facility are those that deal with corrective action.

Section 3004 of RCRA has been amended by the addition of subsection 3004(u), which requires that any permit issued after November 8, 1984 address corrective action for all releases of hazardous waste or hazardous constituents from any solid waste management unit (SWMU) at the facility regardless of when the waste was placed in such unit.

A solid waste management unit includes any active or inactive unit at the facility containing either hazardous waste or solid waste, or both, from which hazardous waste or hazardous constituents might migrate. Examples of SWMUs include: landfills, surface impoundments, waste piles, land treatment units, incinerators, injection wells, above and below ground tanks (including 90-day accumulation tanks), container storage areas, transfer stations, and waste recycling operations. Spills from a production area or product storage tank would not be considered a SWMU except where the spills were deliberate or systematic or these releases are indistinguishable from releases originating from SWMUs.

Section 3008 of RCRA has also been amended to give EPA the authority to require corrective action whenever it determines that there is or has been a release of hazardous waste into the environment from a facility authorized to operate under Section 3005(e) of RCRA.

In order for EPA to identify any releases of hazardous waste or constituents from your facility, including SWMUs, and to determine the need for response or for enforcement of the above provisions of RCRA, EPA hereby requests that the information below be furnished to the EPA within forty-five (45) days of receipt of this letter.

Please be advised that this information request is being made pursuant to the authority of Section 3007 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §6927, and Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), 42 U.S.C. §9604(e). The information request has been approved under the Paperwork Reduction Act and has been cleared under Office of Management & Budget Control Number 2050-0059, with the expiration date of November 30, 1988.

Please respond to each of the following paragraphs separately, referencing EPA's specific request (i.e., by paragraph number) in your answer.

EPA requests the following information:

- 1.a. Provide a topographic map showing property boundaries and a distance of 1000 feet around the facility at a scale of 1 inch equal to not more than 200 feet. Contour intervals in this map should not exceed five (5) feet. This map should show the location of all known SWMUs, whether currently in operation or not, and clearly indicate the location and size of each SWMU. This map should also identify any groundwater monitoring wells located on-site and any drinking water supplies (both surface water and ground water) within 1000 feet of the facility boundaries.
- b. For each SWMU identified, describe the type of unit (e.g., storage area, landfill, waste pile, etc.), the dimensions of the unit, and information on how the unit was designed, constructed, operated and maintained.
- c. For each SWMU identified, indicate the dates that the unit was in use.
- d. For each SWMU identified, indicate the quantity and type(s) of wastes managed in the unit.
- e. For each SWMU identified, indicate the dates, quantity, and type(s) of any known release(s) of hazardous wastes or hazardous constituents from that SWMU.
- f. Provide all information, data, and documentation concerning any releases occurring from a SWMU at your facility, including the results of any soil, ground water or surface water investigation undertaken to determine the presence or absence of hazardous waste or hazardous constituents at your facility.

- g. For each SWMU identified, describe any corrective action measures and any mitigating measures (for example, replacement of water supplies) which have been completed or are currently underway to address any release(s).
- 2.a. On the map provided pursuant to paragraph 1.a. above, indicate the location of all known units at the facility, other than SWMUs, whether currently in operation or not, which hold or have held hazardous substances and from which there have been releases of hazardous constituents.
- b. For each unit identified, describe the type of unit (e.g. production area, underground storage tank) and the dimensions of the unit.
- c. For each unit identified, indicate the dates that the unit was in use.
- d. For each unit identified, indicate the quantity and type(s) of hazardous substances managed in the unit.
- e. For each unit identified, indicate the dates, quantity, and type(s) of any known release(s) of hazardous wastes or hazardous constituents.
- f. Provide all information, data, and documentation concerning any releases occurring from a unit at your facility, including the results of any soil, ground water or surface water investigation undertaken to determine the presence or absence of hazardous waste or hazardous constituents at your facility.
- g. For each unit identified, describe any corrective action measures and any mitigating measures (for example replacement of water supplies) which have been completed or are currently underway to address any release(s).

For the purposes of the above requests for information, the following definitions apply:

1. "Hazardous Constituents" include those constituents listed in Appendix VIII to 40 CFR Part 261.
2. "Hazardous waste" means those solid wastes identified as hazardous waste in 40 CFR Part 261.
3. "Facility" includes all contiguous property under the control of the owner or operator on November 8, 1984, on which units subject to RCRA permitting are located.
4. "Release" includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, but excluding

releases otherwise permitted or authorized under the law (e.g., NPDES permitted discharges).

5. The terms "furnish", "describe", or "indicate" mean turning over to EPA either originals or duplicate copies of the requested information in the possession, custody, and/or control of the owner or operator of the facility. Where specific documents do not exist which are responsive to an information request but such information is known, you may respond to the question with a written response, without providing documents.
6. "Hazardous substance" means (A) any substance designated pursuant to Section 311(b)(A) of the Federal Water Pollution Control Act, (B) any element, compound, mixture, solution, or substance designated pursuant to Section 102 of CERCLA, (C) any hazardous waste having the characteristics identified under or listed pursuant to Section 3001 of RCRA (but not including any waste the regulation of which under RCRA has been suspended by Act of Congress), (D) any toxic pollutant listed under Section 307(a) of the Federal Water Pollution Control Act, (E) any hazardous air pollutant listed under Section 112 of the Clean Air Act, and (F) any imminently hazardous chemical substance or mixture with respect to which the Administrator has taken action pursuant to Section 7 of the Toxic Substances Control Act.

You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 CFR §2.203(b). You should read the above-cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim. Information covered by such a claim will be disclosed by EPA only to the extent, and by the means of the procedures set forth by 40 CFR Part 2, Subpart B. If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you.

Your facility name and address as it appears in the letter reflects the information currently in EPA files. Include in your response appropriate changes. Also include the name, title, and telephone number of the current facility contact person.

Please forward the information requested to:

U.S. Environmental Protection Agency
Waste Management Division
JFK Federal Building - HER-CAN
Boston, Massachusetts 02203
Attn: CT Waste Program Section - HSWA

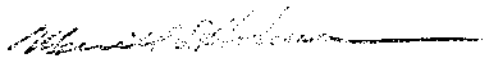
Compliance with this information request is mandatory. Failure to respond fully and truthfully to this information request, or to adequately justify such failure to respond, within forty-five (45) days of receipt of this letter can result in enforcement action by EPA pursuant to Section 104(e) of CERCLA, as amended, and/or Section 3008 of RCRA. Each of these statutes permits EPA to seek the imposition of penalties of up to twenty-five thousand dollars (\$25,000) for each day of continued non-compliance. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. §1001 or Section 3008(d) of RCRA.

EPA will be closely coordinating its activities under HSWA with the Connecticut Department of Environmental Protection (DEP). Therefore, I am requesting that you send a complete copy of the above requested information to DEP at the same time as it is submitted to the EPA. The information submitted to DEP should be sent to the following address:

Connecticut Department of Environmental Protection
Hazardous Materials Management Unit
State Office Building
165 Capitol Avenue
Hartford, Connecticut 06106
Attn: Mr. Barry Giroux

If you have any questions with regard to the above, please contact Michael J. O'Brien of my staff, at (617)573-9675.

Sincerely,



Merrill S. Hohman, Director
Waste Management Division

cc: Mr. Edward C. Parker
CT DEP